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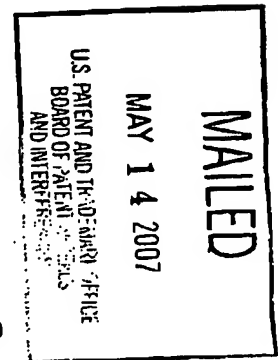


UNITED STATES PATENT AND TRADEMARK OFFICE

Board of Patent Appeals and Interferences

ZOLLINGER & BURLESON, LTD.
P. O. BOX 2368
NORTH CANTON, OH 44720

Appeal No: 2007-1946
Appellant: Clifford A. Lowe
Application No: 10/688,583
Hearing Room: A
Hearing Docket: A
Hearing Date: Wednesday, July 11, 2007
Hearing Time: 9:00 AM
Location: Madison Building - East Wing
600 Dulany Street, 9th Floor
Alexandria, Virginia 22313-1450



NOTICE OF HEARING
CONFIRMATION REQUIRED WITHIN TWENTY-ONE DAYS

Your attention is directed to 37 CFR § 41.47. The above identified appeal will be heard by the Board of Patent Appeals and Interferences on the date indicated. Hearings will commence at the time set and as soon as the argument in one appeal is concluded, the succeeding appeal will be taken up. The time allowed for argument is twenty minutes unless additional time is requested and permitted before the argument is commenced. If there are any inquiries, please contact the Clerk of the Board at 571-272-9797.

The application involved in this appeal has been published. Accordingly, the hearing in this appeal is open to the public.

CONFIRMATION OR WAIVER OF THE HEARING IS REQUIRED. This form must be completed below and facsimile transmitted to both: (1) the USPTO Central fax number (official copy), and (2) the Board of Patent Appeals and Interferences fax number (courtesy copy) within TWENTY-ONE (21) DAYS from the mailing date of this notice indicating confirmation or waiver of the hearing. A copy of this notice may be alternately filed by mail if facsimile is not available.

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CHECK ONE: () HEARING ATTENDANCE CONFIRMED (X) HEARING ATTENDANCE WAIVED

Signature of Attorney/Agent/Appellant: David G. Burleson Date: 6/4/07 Registration No.: 38,090

Names of other visitors expected to accompany counsel:

For information on visitor access to hearing rooms and security procedures at the USPTO Alexandria Campus, see http://www.uspto.gov/web/offices/dcom/gcounsel/contact.htm#bpa_contacts

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☒ DAVID BURLESON*[†] ☐ FRED ZOLLINGER III*

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No. of pages, incl. cover sheet: 2

Our ref: USSN 10/688,583

Your ref: Appeal no. 2007-1946

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Applicant had preserved the right to an oral hearing so as to address any changes to the obviousness analysis that might be necessary due to the U.S. Supreme Court's KSR v. Teleflex decision. However, upon further review of the written submissions in this appeal, Applicant is satisfied that the written record would not benefit tremendously by oral proceedings and, accordingly, is waiving the previously preserved right.

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